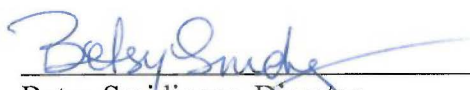


THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND  
LIABILITY ACT

14-40. Evaluation of Approved Remedial Design

1. **AUTHORITY.** Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act, as amended by the Community Environmental Response Facilitation Act: to evaluate under CERCLA Section 120(h)(3) an approved remedial design which has been constructed and installed to determine that such remedy is operating properly and successfully in order to establish that all necessary remedial action has been taken for purposes of CERCLA Section 120(h)(3)(B)(i).
2. **TO WHOM DELEGATED.** Chief, Superfund Remedial Branch.
3. **LIMITATIONS.** The delegated official must notify the assistant administrator or designee, Office of Land and Emergency Management, after exercising this authority.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may be redelegated to the remedial project manager level and no further.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.** CERCLA § 120 and CERFA (P.L. 102-426).



Betsy Smidinger, Director  
Superfund and Emergency Management Division

9/6/19  
Date